

ASSEMBLY BILL

No. 857

Introduced by Assembly Member Fong

February 21, 2013

An act to amend Section 9001 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 857, as introduced, Fong. Elections: initiative or referendum petitions.

Existing law requires, prior to the circulation of an initiative or referendum petition for signatures, that the text of the proposed measure be submitted to the Attorney General with a written request that a circulating title and summary of the chief purpose and points of the proposed measure be prepared. Existing law prohibits the Attorney General's office from deeming a request for a circulating title and summary submitted until all of the requirements, as provided by law, are met.

This bill would make nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9001 of the Elections Code is amended
- 2 to read:
- 3 9001. (a) Prior to the circulation of ~~any~~ *an* initiative or
- 4 referendum petition for signatures, the text of the proposed measure
- 5 shall be submitted to the Attorney General with a written request

1 that a circulating title and summary of the chief purpose and points
2 of the proposed measure be prepared. The electors presenting the
3 request shall be known as the “proponents.” The Attorney General
4 shall preserve the written request until after the next general
5 election.

6 (b) Each ~~and every~~ proponent of ~~any~~ a proposed initiative
7 measure shall, at the time of submitting the text of the proposed
8 measure, provide both of the following:

9 (1) An original signed certification stating that “I, (insert name),
10 declare under penalty of perjury that I am a citizen of the United
11 States, 18 years of age or older, and a resident of (insert county),
12 California.”

13 (2) Public contact information.

14 (c) The proponents of ~~any~~ an initiative measure, at the time of
15 submitting the text of the proposed measure to the Attorney
16 General, shall pay a fee of two hundred dollars (\$200), which shall
17 be placed in a trust fund in the office of the Treasurer and refunded
18 to the proponents if the measure qualifies for the ballot within two
19 years from the date the summary is furnished to the proponents.
20 If the measure does not qualify within that period, the fee shall be
21 immediately paid into the General Fund of the state.

22 (d) All referenda and proposed initiative measures must be
23 submitted to the Attorney General’s Initiative Coordinator located
24 in the Sacramento Attorney General’s Office via U.S. Postal
25 Service, alternative mail service, or personal delivery. Only printed
26 documents will be accepted, facsimile or e-mail delivery will not
27 be accepted.

28 (e) The Attorney ~~General’s office~~ *General* shall not deem a
29 request for a circulating title and summary submitted until all of
30 the requirements of this section are met.